

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**JAMES W. RILEY,**

Petitioner,

v.

**THOMAS CARROLL,**

Warden,

Respondent.

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Civ. Act. No. 04-1435-GMS

**NOTICE OF FILING OF STATE COURT RECORDS**

1. Respondent files herewith certified copies of the following Delaware Supreme Court documents in *James W. Riley v. State of Delaware*, No. 259, 2003:

- a. Findings of Fact and Conclusions of Law dated August 18, 2003;
- b. the Court's order dated December 9, 2003;
- c. appellant's opening brief and appendix;
- d. the State's answering brief and appendix;
- e. the Court's order dated September 13, 2004;
- f. the motion for rehearing in banc dated September 19, 2004;
- g. the memo dated October 7, 2004 by Chief Justice Steele (noting his disqualification);

- h. the memo dated October 13, 2004 by Justice Ridgely (noting his disqualification);
- i. the Court's order dated October 20, 2004.

/s/

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Thomas E. Brown (ID# 3278)  
Deputy Attorney General  
Department of Justice  
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Date: July 5, 2005

**CERTIFICATE OF SERVICE**

The undersigned, being a member of the Bar of this Court, hereby certifies that on July 5, 2005 he caused to be electronically filed a Notice of Filing of Certified State Court Records with the Clerk of the Court using CM/ECF and thereafter caused to be hand delivered paper copies of the records listed therein with the Clerk's Office. I hereby certify that on July 5, 2005 I have also caused to be mailed by first class U.S. Mail two copies of the document (and a copy of the records listed therein) to the following non-registered participant, the petitioner:

James W. Riley (No. 00169716)  
Delaware Correctional Center  
1181 Paddock Road  
Smyrna, DE 19977.

/s/ \_\_\_\_\_  
Thomas E. Brown  
Deputy Attorney General  
Del. Dept. of Justice

Counsel for Respondent

Date: July 5, 2005